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9 UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

Case No.: 2:23-MJ-00092-JAG

12 Plaintiff,

Motion for Detention

13 v.

14 JESUS MANUEL ARMENTA-  
15 HIGUERA,

16 Defendant.

17 The United States moves for pretrial detention of Defendant, pursuant to 18  
19 U.S.C. § 3142(e) and (f).

20 1. Eligibility of Case

21 This case is eligible for a detention order because the case involves (check  
22 one or more):

23 ☐ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which  
24 includes any felony under Chapter 77, 109A, 110 and 117);

25 ☐ A violation of 18 U.S.C. § 1591;

1        ☐ An offense listed in 18 U.S.C. § 2332b(g)(5)(B) with maximum  
2 penalty of 10 years or more;  
3

4        ☐ Maximum penalty of life imprisonment or death;

5        ☒ Drug offense with maximum penalty of 10 years or more;  
6

7        ☐ Felony, with two prior convictions in above categories;  
8

9        ☐ Felony that involves a minor victim or that involves the possession or  
10 use of a firearm or destructive device as those terms are defined in 18 U.S.C. §  
11 921, or any other dangerous weapon, or involves a failure to register under 18  
12 U.S.C. § 2250;  
13

14        ☒ Serious risk Defendant will flee (as specified below); or  
15

16        ☐ Serious risk obstruction of justice (as specified below).  
17

18        2.    Reason for Detention

19        The Court should detain Defendant because there is no condition or  
20 combination of conditions which will reasonably assure (check one or both):  
21

22        ☒ Defendant's appearance as required; or  
23

24        ☒ Safety of any other person and the community.  
25  
26  
27  
28

3. Rebuttable Presumption.

The United States

☒ will

☐ will not

invoke the rebuttable presumption against Defendant under 18 U.S.C. § 3142(e).

If the United States is invoking the presumption, it applies because there is probable cause to believe Defendant committed:

☒ Drug offense with maximum penalty of 10 years or more;

☐ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

☐ An offense under 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;

☐ An offense under chapter 77 of Title 18, United States Code, for which a maximum term of imprisonment of 20 years or more is prescribed;

☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425;

☐ Other circumstances as defined in 18 U.S.C. § 3142(e)(2).

1           4.    Time for Detention Hearing

2           The United States requests that the Court conduct the detention hearing:

3  
4           ☐    At the first appearance, or

5           ☒   After a continuance of three days.

6  
7           5.    No Contact Order

8           The United States further requests, in addition to pretrial confinement, that  
9  
10          Defendant be subject to the following condition:

11                 Defendant shall have no contact whatsoever, direct or indirect, with any  
12  
13          persons Defendant knows or reasonably should know are or may become a victim  
14          or potential witness in the subject investigation or prosecution. Prohibited forms of  
15          contact include, but are not limited to, telephone, mail, email, text, video, social  
16          media, and/or any contact through any third person or parties.

17  
18          Dated: March 10, 2023.

19  
20                                 Vanessa R. Waldref  
21                                 United States Attorney

22                                 s/ Caitlin A. Baunsgard  
23                                 Caitlin A. Baunsgard  
24                                 Assistant United States Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on March 10, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to Defendant's counsel of record, if any have been appointed or retained.

s/ Caitlin A. Baunsgard  
Caitlin A. Baunsgard  
Assistant United States Attorney